(Monday, 09 October 2023)
(10.31 a.m.)
MRS JUSTICE COLLINS RICE: Good morning, everyone.
MR WALKER: My Lady, before we continue, over the weekend - I wonder whether I could pass it to my Lady. It is an application to be able to adduce a further document. And perhaps a copy of this can be given to Mr Turner, should my Lady agree. This is in relation to the dcisrisen Twitter handle and, if you will recall, I asked questions concerning the image, which was a Star of David on a Twitter handle.
MRS JUSTICE COLLINS RICE: Yes.
MR WALKER: And as I recall, Mr Turner's response was that he would not have seen that. The questions are - these are taken from his archive, and I wonder whether I may be permitted to just, very briefly, put that to him.
MRS JUSTICE COLLINS RICE: Is there an objection to this?
MS EVANS: No, I mean, from our side it doesn't seem to go to very much, but there is

a contextual screenshot though that the witness should have, which just shows how long this account was up, which was only four days. If I could pass a copy of that to you and also one for the witness-box, if that is permitted --
MRS JUSTICE COLLINS RICE: Thank you, and is this opposed, Mr Walker?
MR WALKER: I am so sorry?
MRS JUSTICE COLLINS RICE: Do you have anything to say about those?
MR WALKER: No, there is no objection to that at all.
MRS JUSTICE COLLINS RICE: So, my recollection was that we have had evidence from Mr Miller about his change of profile picture. Questions were put to this witness, and he said - I think he said he didn't have much in the way of recollection.
MR WALKER: Yes.
MRS JUSTICE COLLINS RICE: Well, if anything turns on this we might as well add all of this material to the material that is available to this witness.
MR WALKER: I am grateful. I have two

separate copies of the images so that Mr Turner can see them. Thank you very much.
MRS JUSTICE COLLINS RICE: Is that all of it? Is that your material as well?
MR WALKER: I do not think there is a copy of --
THE WITNESS: May I respond to this?
MRS JUSTICE COLLINS RICE: Well, let us wait for the questions.
THE WITNESS: Yes, okay.
LUKE TURNER
Cross-examination by MR WALKER
(Continued)
Q. Mr Turner, can you see the two images which I passed up? One is an image of the Twitter handle, dcisrisen and the other one is another image.
A. Yes.
Q. Do you see the Star of David in the middle?
A. Yes, think it would be a bit misleading to describe that avatar as really a Star of David though, and that's why I did not immediately recall what it was you were referring to from that very tiny screenshot you directed us to.

Q. When you say, you didn't immediately recall --
A. Yes.
Q. So, you have seen this?
A. I have seen this image and at the time I reverse Google Image searched this image and over the weekend I recalled exactly what this image is, if the court would like me to go into detail.
Q. And this is Hebrew symbology?
A. This is actually a symbol taken - this actual image is taken from, I believe, a 2001 article, entitled the, "Theosophical Kabbalah", which - I don't know whether my Lady knows of theosophy, but it is a late 19th century esoteric quasi-religion based around a synthesis of spiritualism, metaphysics and mysticism and you will recall that the first claimant described himself at the time as a "dangerous mystagogue". What this symbol is, is a part of that theosophical language, which synthesised various religious and esoteric symbols. Whoops, I'm terribly sorry. I know what it is. It is a symbol of the signs of

the zodiac, which you can see. So, it's an astrological symbol that depicts the signs of the zodiac alongside numerous symbols, which by my count includes 37 Stars of David. This is what my reading of that symbol is and perhaps later the theme of theosophy may come up again, but it was a little bit misleading, I think, to describe this merely as a Star of David, which is why I honestly did not know what Mr Walker was referring to.
Q. First of all, this image was - you have gone so far as to save this image onto your archive of Mr Miller, correct?
A. It's in amongst the tweets where the first claimant, for example, tweets about, "baiting them into a kill shot".
Q. Did you save this to your archive?
A. Yes, you have seen this on my archive, you directed us there.
Q. Thank you. Over the weekend, you have reversed Google searched this image.
A. Yes, as I did at the time, as well.
Q. You do not read Hebrew, do you?
A. No, I do not.

Q. You are Jewish by matrilineal descent, correct?
A. Yes.
Q. And you are a non-observant Jew?
A. Yes.
Q. Association, Mr Turner. You say you went through Mr Miller's Twitter account and deduced from some of the people that he followed that he was far-right and that is at paragraph 101 of page 484 of your witness statement. Do I understand it correctly, that on that basis, following certain people on social media denotes, as far as you are concerned, sympathy with their cause?
A. Not necessarily. I think there are researchers who may research and follow far-right accounts. I know various people at the ADL may follow Richard Spencer, for example, but they tend not to engage in a far-right manner with those accounts.
Q. So, do I understand that you accept now that the following of people who hold views, whether they are right or left, may not necessarily be determinative of their own views?

A. No, one has to take a view as to what the nature of an account is. If it is exclusively following a far-right account and reposting that material and engaging with that material, I think it is a fair assessment to say that account - those associations are relevant.
Q. Because, of course, simply following an account would be different to being friends with someone; do you accept that?
A. If one is engaging in a friendly way with those accounts then I think one can deduce that one is, in some sense, friends with those accounts, as Mr Miller deferred both claimants were with, for example, ParallaxOptics, Mr Stokoe and Nick Land.
Q. Because of course, you were Facebook friends with Ms Power, were you not?
A. We followed each other on Facebook, yes, from our first encounter in 2014.
Q. Well, that is not how Facebook works, is it? You friend or unfriend someone, do you not?
A. Yes, yes. I would very much used the scare quotes around the word, "friends" on Facebook, but one knows what Facebook

friends are, yes.
Q. So, on that basis that you were friends with - you had accepted, or you had asked for a friend request, or you had accepted a friend request of Ms Power, does that make you an antisemite?
A. I'm sorry?
Q. On the basis that you were, on Facebook, you had an association which was, on the face of it a friendship on Twitter, that association, does that make you an antisemite? I am referring to paragraph 101 of page 404 of your statement. You are making the assertion that associations mean that someone could be an antisemite. So, are you an antisemite because you are friends with Ms Power?
A. That's not what my witness statement says. My witness statement makes clear that I am contextualising these accounts by way of their exclusive association with extreme right accounts. At this stage, the second claimant was certainly - it was not known that she was - she had this anonymous, far-right Twitter account. Her politics were

ostensibly on the left. No, the fact of myself and the second claimant being friends on Facebook, certainly would not suggest that I was in any way antisemitic.
Q. You shared people - if I can explain it as a Venn diagram, there were various people that you and Ms Power overlapped with on Twitter, were there not?
A. The second claimant was - are we talking about the second claimant's anonymous. gorsedd account, because at that time she did not have a public Twitter account in her own name, as I recall.
Q. I am suggesting that there were shared accounts between you and Ms Power on her Twitter account. Do you accept that link, or not?
A. Not that I know of, but she may have followed some accounts that I follow, but I'm not --
Q. And it would be ludicrous to suggest that those people who formed the liminal space on a Venn diagram would all be antisemites because on your account Ms Power is.
A. I don't understand the question, but I

have very clearly, I think, outlined in my witness statement four of five key examples of key interactions on gorsedd, which led me to the opinion that these were close associates of her, and they indicated her political direction of flow.
Q. Julius Evola. Mr Turner, much of your opinion of Mr Miller appears to stem from his appearance as Julius Evola at the Athens Biennale, correct?
A. Yes, but that also was contextualised by the fact that the first claimant, over a year before he started his attacks on me or I even knew who he was, had been the subject of, it's fair to say, extreme controversy for what was seen as trying to revive and rehabilitate the abhorrent, antisemitic ideologies of Julius Evola at a talk at a book store called Topics in Berlin.
Q. You never went to the Athens Biennale because you withdrew, did you not?
A. Yes.
Q. Do you accept that by not having attended the event it is difficult for you to accurately assess what was said, other than

him appearing as someone?
A. Well, yes, but the very the fact of appearing as a figure that is so despicable and so far-right that they viewed Hitler and Mussolini as not far-right enough - yes, that very fact is deeply provocative and came in the context of the Athens Biennale having just described me as the epitome of online hate speech. So, this seems like a pretty overt provocation at the least.
Q. Come on Mr Turner, you know what I am saying. You did not go, so you do not know what was said. Do you accept that?
A. I did not know what was said at the time. It has come out in disclosure, what was said, and it was, in my opinion deeply racist.
Q. On the basis of your logic, do you know who Bruno Ganz is?
A. I don't think so.
Q. If I said to you he was the actor who played Hitler in the film Downfall. Would you disagree?
A. No.
Q. Bruno Ganz is an actor who played Hitler in the film Downfall. Is he a Nazi fascist?

A. No, not that I'm aware.
Q. Because the fact is that Mr Miller attended this event as Evola in costume, speaking as Evola in the first person as an attempt at an immersive performance of his work. You know that, do you not? You know that now?
(no reply)
Q. You know that now, do you not?
A. Yes.
Q. And you know that is not an isolated example of that approach by Mr Miller because in your witness statement you conceded that he did the same. an immersive lecture by previously appearing as Andre Breton, a French surrealist writer, at a festival in 2015, called Ghetto Biennale. Do you remember that from your own statement?
A. Yes, I think that it's the case that if someone does an innocuous, immersive lecture, to use your terminology and then does a deeply provocative one, the first does not excuse the second.
Q. And Breton - can you help us, because

you are not a historian, are you?
A. No.
Q. You hold yourself out to be an artist, but Breton, help us, he was not a fascist or antisemite, was he?
A. No, I believe he was anti-fascist.
Q. As I am sure you know, he was an anti-fascist. So, by your logic, is Mr Miller then an anti-fascist?
A. Well, no he has decried anti-fascism in his subsequent article for the Neo-Nazi website, "Social Matter", declared that we agree with Evola in condemning anti-fascism and that was very much spoken in the first person or as the voice of the Neo-Nazi magazine, "Social Matter". So, I think that suggests his opinions on Evola were his own.
Q. In answer to my question, you accepted that much of your opinion of Mr Miller stemmed from his appearance as Julius Evola.
A. No, I don't accept that. This was contextualised by way of the huge controversy of the previous year about his talk on Evola. My view on the first

claimant's attitudes towards Evola are - have been made, I think, by reading and listening every word the first claimant has made public on his views on Evola, which are deeply, deeply disturbing and antisemitic.
Q. I had not finished asking a question - that you said that your opinion of Mr Miller, much of it stemmed from his appearance at this event.
A. No, I said - I'm sorry, I did not say that.
Q. We will get the transcript of it later.
A. Yes, I said, the view was a contributing factor, and the view was made by way of the context of him having given his talk the previous year. That was my answer.
Q. In that sense, we are agreed. Context is important.
A. Yes, it is.
Q. And by not attending, do you accept that your ability to contextualise the appearance of Mr Miller in this event would be prejudiced. Do you accept that?
A. Could you repeat that question, sorry?
Q. By not going, is it difficult for you to put the performance into context? Are you

prejudiced from being able to do so?
A. Well, I viewed the context of the talk by way of the context that was given online about it.
Q. Do you understand the question? By not going, does it prejudice your ability to put the matter into context?
A. I don't think it prejudices my ability.
Q. It does not prejudice your ability to gain all the information that might assist you.
A. No, clearly, I would have gained more information had I gone, but I think I gained as much information as I could without attending and contextualised it within that. And I don't think my view of what that was, was prejudiced in any way. And I think my public posts about that performance were quite descriptive of merely the fact of him appearing as the super-fascist Julius Evola in Athens. I did not, I believe, say more on that.
Q. Can you go to bundle 2 please, tab 40, page 912. Can I also ask just, have at the ready, bundle 3. Have you got bundle 2, page 912? It is tab 40?

A. Yes.
Q. This is an image which you provided, which is cropped, is it not?
A. No, it is not. That is a mistake. This was the image - on your part. This is an image exactly as it appeared on the first claimant's timeline. The way that Twitter worked at that time, images would be made square in this manner on their timeline where one could see - if we look at the top where it says, "# x Retweeted", that is the first claimant. This was the only way of showing, at that time, that the first claimant had retweeted this. In order - if one were to expand the image then that information would be lost. I have a screenshot of that in another of the bundles, but it does not show the retweet, which is the key information here. The accusation that I have cropped this is a false one. As you can see at the bottom corners of the image, my Lady, you will see that the corners are curved, which is, in effect, Twitters' way of showing that this is a thumbnail, this is not something, I have myself cropped out. And you can also see

the gradient line at the bottom there, which is the bottom of the screen and the white space underneath. So, no, this has not been cropped by me.
Q. Are you doing your very best to help the court Mr Turner?
A. Yes, I am.
Q. You have just lied.
A. I have not lied.
Q. If you go to bundle 3, tab 51, page 1835 - -
A. What was the page, sorry?
Q. Tab 51, page 1835. It might help if they were together, side by side.
A. Yes, I think I know what you are referring to, which is what I just referred to.
Q. And I think the phrase is - that is the tweet, Mr Turner, you just said it has not been cropped, it has not been cropped by you. What you have done, "That is the tweet". Your evidence was that is how it appeared. That is the tweet, that is the context. We have heard the context, you have lied.
A. I haven't lied and this is the tweet that I

refer - I did, in my very answer referred to a screenshot in another bundle which shows the full image, but what is lacking from that tweet is the retweeted by information. Now, it would not make sense for me to put this on the archive because it does not indicate that it was retweeted by the first claimant.
Q. Mr Turner, you know very well that context is important, and that context, as has been explored previously with the witnesses, as with that context, it explains that that is not anything to do with a death threat. Going back --
A. I'm sorry, I'm sorry, but the words, "Just do it", in my view, make it more sinister not less so. And if I was able to have a screenshot which showed the complete context and the retweet, that would have absolutely, certainly appeared on the archive.
Q. You have deliberately chosen not to provide the context so that it can fit your own narrative. That is correct, is it not?
A. No, that is not correct. As I say, I think the words, "Just do it", make it more sinister not less so.

Q. That would be for the reader to determine and without that piece of information it prejudices the reader being able to contextualise the tweet. Do you agree?
A. I think it makes it less sinister, yes, I have said so.
Q. I suggest you have just lied in your evidence, and you have been caught out.
A. No.
Q. Counterclaim, Mr Turner. You lodged a counterclaim for harassment against the claimants on 11 May 2020, did you not?
A. Yes.
Q. And in your witness statement at paragraph 286 you say that, as of 13 December 2018, you believed there was an ongoing investigation and that is why you continued to tag the Metropolitan Police into allegations of death threats made against you. Is that correct?
A. Yes, indeed.
Q. And help us: if you genuinely believed, Mr Turner, that there was an ongoing investigation, why did you not contact Detective Sargeant Lockstone and say, "I've

worked out that Nina Power is using the gorsedd6 account and that is further evidence of harassment." Why did you not do that?
A. There was - I'm sorry; might have got the wrong end of the stick here, but there was never any police complaint to - about the second claimant. It was purely about the first claimant. At the stage of my realising that the second claimant had also been harassing me, such was the intensity of the harassment, it was rather overwhelming and as it happens, amongst the evidence that I had provided to the police, it turns out and we have only found this out very recently, on the admission of the Groyper account within that was material from the second claimant, but at the time, I did not know that. I had no knowledge or reason to think that the second claimant was harassing me in 2018. I merely knew that the gorsedd account was a part of the first claimant's harassment.
Q. It may be me, but just help us with this. Part of your counterclaim, as I understand it, is that Ms Power is complicit in a campaign against you, correct?

A. Yes, but at that time --
Q. Thank you.
A. -- I did not know. I did not realise until the second claimant's appearance alongside the first claimant on the Justin Murphy podcast that she was, in fact, the gorsedd account. It was at that moment that the penny dropped. I did not know that at the time when I went to the police in 2018.
Q. In your statement at paragraph 366, page 559, you say that your realisation that Ms Power operated the goresedd6 account came about after her appearance on a stream that occurred on 28 February 2019. Well, why not help the police and give that bit of information?
A. Well, at that time, the police complaint was about the first claimant. The second claimant's complicity and the degree of it was not entirely apparent at that time. It's taken five years for what perhaps isn't the entirety, but much of the full extent of the second claimant's and the first claimant's actions to be revealed, but there was an absence of information at that time. In fact,

at the time I went to the police, which was one of the contributing factors of not being able to prosecute at the time, it was not even sure that the first claimant was in this territory. However, it has been revealed that, in fact, both claimants were in this country throughout the harassment.
Q. The reality is, Mr Turner, that you knew full well there was no investigation and this counterclaim was an afterthought as you knew you had never suffered any harassment from either claimant. That is the reality, is it not?
A. No, it is not.
Q. Moving on Mr Turner, in around July 2018 you made a complaint to police, the one that I have referred to, correct?
A. It was on 6 or 7 August, I believe.
Q. Well, on 8 August you spoke to an officer called PC Kardhashi, do you remember him?
A. Yes.
Q. And he helped you provide a witness statement concerning your complaint, correct?
A. Yes, correct.

Q. And if we go to volume 2, tab 47, page 1529, this is your statement to the police.
A. Yes.
Q. And that statement was signed by you. We can see your signature at the top and the bottom and you can see them on the following pages, yes?
A. Yes.
Q. And do you see at the top of the first page, it has what us lawyers call a statement of truth? And it says, "This statement (consisting of [however many] page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true", and it is dated 10 August 2018, yes?
Is it fair to say that matters were fresher in your mind then?
A. That's quite a difficult question to answer because there was a sort of fog of events at that time due to the anonymity of the accounts, but aspects of it were fresher in my

mind. I have revisited these events over the past five years consistently. So, they are still fresh in my mind.
Q. Your evidence is that it was - that it's difficult to answer whether, in - on the 10th of August 2018, the matters that you were complaining about then, were fresher in your mind. That is difficult for you to answer?
A. No, there were - they were fresh in my mind --
Q. Thank you.
A. -- but also there was a fog of what exactly was taking place, and - yes.
Q. And, the statement in the material you provided, formed the basis of your complaint, didn't it?
A. Yes.
Q. And you provided Officer Kardhashi with two documents, the first which - the first of which was document 1, which is at... the same tab, page 1553. So it is after - 1553 to 1568, to the end of the tab. You provided that to PC Kardhashi, yes?
A. Yes that's 36 documents, by my count.
Q. And - and another - no, sorry... one...

there were two documents, and one of them... forgive me... there were two documents you provided. One had pictures of... whilst all of those images that I have taken you to, after your statement, there - there actually should be - they - there are actually two documents you provided the officer, is that correct [?]?
A. No, I think you're - I think you're confusing with - this with the two annexes of my defence. That - that came several years after this.
Q. What - what I'm...
A. There are 36 images that are listed in the index of exhibits at the end of my witness statement, it's 36 documents.
Q. The... first document, I suggest, contained the images of people standing outside of your home, and posts of pictures of your home, if that can characterise them like that.
A. No, there are 36 documents.
Q. Do you accept that there were pictures of people by your home, or around your home.
A. Yes, this was the image of the LD50

supporter --
Q. And --
A. -- that we've - we spoke about on Friday.
Q. Who - I am so sorry, but the picture of the LD50 supporter...
A. Yes, that is at - you will find that at --
Q. So --
A. 1558 and 1559, and also the - their flag, emblazoned with the anti-Semitic slogan 'smash cultural Marxism', which appears at 1557.
Q. Just, help us, this person, who you cannot see who it is, do you accept that?
A. Yes, but I know who this individual is - not their name but they had a pseudonymous account online, they broadcast videos on Periscope from outside my flat, they were a fairly well-known alt-right figure and supporter of LD50 gallery who went by the name --
Q. This is --
A. -- of - the pseudonym of 'anon88' and 'anonmediauk'.
Q. This is a person, who you cannot see their face. Correct?

A. That is correct, I do not want - don't know what - I do not know what their face looks like, to this day.
Q. And, that image has been posted by, if we look at the - the other - the preceding image, has been posted by an account called 'anon88'.
A. Yes, this is an individual known to me.
Q. And so, you do not know that that person is anon88, if you cannot see who it is. Correct?
A. No, this - this was - I do know that this person was anon88, because I was tracking - this is a post from the - the far-- --
Q. They - they told you, did they?
A. They were posting this from the far-right Discord server that I was tracking at the time, where they were broadcasting real-time audio and videos outside of my flat. He was posting every day, and I could take you, if - if --
Q. He did not ask you --
A. -- it is of use, to the extensive documentation of this individual's targeting of me, which can be found, I believe, in... at

tab 51.
Q. This person unmasked themselves, said 'I am anon88', or 'I've - I'm posting videos on another thing', and that is how you - that is how you know, is it?
A. No, I think that you --
Q. I see.
A. -- you are, you are mis-- you are conflating the idea of anonymity and pseudonymous identity --
Q. What I am trying to explore is your - your assumptions, Mr Turner --
A. -- and this is a pseudonymous individual - excuse me - this is a - a pseudonymous individual, who had a profile online - had a certain identity online. The fact of their not revealing their face does not make them not an individual and not a supporter of LD50 who targetted me extensively.
Q. Right. The exploration of your statement, that that is - this person is an LD50 supporter, that is an assumption by you.
A. No no --
Q. I suggest --
A. It's not an assumption by me, I can take

you to the documents if you would like.
Q. Those rather un-- unpleasant images, of people by your flat, was the principle reason why you complained to the police, was it not?
A. Which police complaint are we talking about here? The - the - I complained to the police at the time, in August 2017, about these individuals, and this campaign against me, which included a swastika being posted through my letterbox with the number 88, which I note is the same number that this masked individual goes by, but I have no evidence that it was the same individual.
Q. Your principle concern were the people coming to your - appeared to be coming to your flat and taking pictures, and that made you feel unsafe?
A. In 2017... this is a police report, we were looking at, which was a year later?
Q. Yes. Are you - you were unconcerned by those people a year later? Is that your evidence?
A. I was not unconcerned by those people, but that wave of attacks had thankfully

subsumed to a degree, but I was concerned by the fresh wave of online attacks and harassment, that was clearly related to the LD50 Gallery, of which this individual was also closely associated with, that happened a year ago, and so naturally, I was concerned as to where it - this might lead, and it was a sensible course of action to flag these disturbing threats, made by the first claimant in particular.
Q. The allegations made by you, as per your witness statement at page 1529, Mr Turner - the - those allegations, concerning Mr Miller, were, number one, page - page one, paragraph five, that he called you a cocksucker and a shitbag. Yes?
A. I'm sorry, is this in my - in my police complaint, are we talking about?
Q. That's correct.
A. Yes.
Q. Do you remember what you said, Mr Turner? Your - your complaint --
A. Yes, it says - it says --
Q. On your, paragraph five.
A. -- it says 'Miller' - 'Miller sent multiple

abusive tweets to me calling me a "cocksucker" (twice) and "shitbag".' I'm giving a narrative here as to how his campaign - or a chronology, of how his campaign --
Q. So that was the first - that was the first complaint --
A. -- if you'd let - if you'd let me - if you'd let me finish - of how his campaign was escalating, although I believe now, having done a forensic reassembly of the precise chronology, of his attacks, which can be found in my witness statement, it is easier, I would say, now, to see precisely what had happened, without the confusion of this barrage, where I had not reassembled the precise order, but I think that my witness statement here is still true.
Q. So in relation to the complaints that you gave to the police, and we can see your witness statement. So, as I understand your answer, 'yes', so 'I did say that to the police.' So going over the page --
A. It wasn't the basis - it was for the - it was a - introducing, how this harassment

started --
Q. Mr - Mr Turner that is not the question I have asked.
A. -- so I describe that on the 28th of July.
Q. That is not the question I have asked.
A. I - I believe it was.
Q. If you do not understand the question, please say.
A. I believe the wording of your question was that that was the basis of my complaint.
Q. Mr - Mr Turner, I said that the allegations made by you, as per your witness statement, were, concerning Mr Miller, that Mr Miller called you a cocksucker and a shitbag, and I have taken you to the passage, and do I understand it that that is right?
A. Yes --
Q. That that's the first - thank you.
A. -- that they could - they were a part of the allegations against the first complainant.
Q. Second part, paragraph six, page 1530, you can see it - we can see it. Mr Miller... it is the second - second sentence - Miller has directed "a flurry of abusive tweets attacking me and each of the people that I had

retweeted in support of me, posting their photos with misogynist comments', like '"The village idiot speaks", "Look into these cold, black eyes and tell me that Luke Turner has a soul", and "You are a grotesque individual totally devoid of humanity"'. Do you see that you have said that in paragraph six of that witness statement.
A. Yes.
Q. And the Tweets referred to in your statement, they do not refer to gender, do they?
A. The - the - it is very clear, when one looks at the Tweet, what that Tweet is, and that it is misogynistic. But in particular - the Tweets in - in particular - in particular --
Q. -- posting their photos with 'misogynistic comments' --
A. Yes.
Q. -- such as, we can read them again, 'misogynistic comments', 'This is what mental illness looks like', 'The village idiot speaks', ' Look into these cold, black eyes and tell me that Luke Turner has a soul', ' You are a grotesque individual totally devoid

of humanity'. The question I asked is, those Tweets you referred to in your statement, do not refer to gender.
A. Well, if one turns to page 1533, one will see the - the Tweets directed at Megan Nolan, with a photo that she has posted of herself, and him responding 'This is what mental illness looks like'. That Tweet is clearly misogynistic.
Q. Do you unders-- - help us with this, Mr Turner. Do you understand that misogyny - misogyny to be a prejudice or hatred towards women.
A. Yes.
Q. These are simply words that you run out. 'Misogyny', 'fascism', 'anti-Semitism', 'ableism', 'transphobia', and they - you spew them out, to inflict maximum harm, without thinking whether what you are basing your accusations on, is made out. That is correct, is it not Mr Turner?
A. No, that is not correct. They are descriptors, and in particular on my - on my archive page, they are a content warning --
Q. You

A. -- to advise that the content there contains...
Q. They are descriptors.
A. Screenshots that are described - the nature of which is described - by those descriptors.
Q. That is - that is the problem, Mr Turner. These words, you used words which had particularly damaging and corrosive meanings, as descriptors, where they are not adequate - are, in fact, inaccurate.
A. Absolu--
Q. Can you accept that?
A. Absolutely not. You use the term 'transphobia', which appears on my archive, and the - this is describing a Tweet in which the first claimant describes... transgender women as 'literally psychotic', and the first claimant, in his recently disclosed Whatsapp messages with the second claimant, admits that this... it is fair to describe that as...
Q. Mr Turner, you have been caught out, in your own witness statement, saying that these are misogynistic comments --
A. It is a misogynistic comment, I - I put it

to you that the - the Tweet at the top of 1533 can not be described as anything other than misogynistic.
Q. On the 14th of February 2019, and this is, I think, your witness statement paragraph 2 - 329 c, you posted a Tweet about Mr Keller, which said 'Daniel Keller's continued harassment on his main & sock accounts presents a real threat to my safety due to his continued incitement of alt-right abuse & dissemination of antisemitic propaganda about me that DC Miller originated.' Then you say this, 'The police are involved. Words have consequences'. 'Words have consequences', 'The police are involved'.
A. Yes.
Q. Why didn't you update police about this incitement of 'alt-right abuse'?
A. Firstly, that comment was coming from Mr Keller, who was in Berlin, I believe, at that time. The situation was such that, there was such an escalation, and - and the first claimant's - both claimants' comments, and Mr Keller's, were inciting disturbing threats, such as the one we discussed the other day

about me - calling for me to be 'immolated'. I... if I had had the time, I do regret not pushing things forward more, with the police. But at that time, if you remember, I had the atrocious anti-Semitic Maloof exhibition, it shook me to the core, these were events going out - going on around the world, over which the Met Police had no jurisdiction. It was extremely difficult for something to be done, and I had hoped that the police would be in contact with me again and I would have the - the - the strength, at that time, to give a fuller report. I know from experience that police reports can be extremely protracted. I was also dealing with a - what turned out to be a four-year FBI investigation, into the theft by the neo-Nazi Traditionalist Worker Party, of my artwork, which was a extremely high-profile crime, which... and culturally significant, in some respects, which finally was solved, and the artwork was retrieved by a - a neo-Nazi by the name of John Carollo. I had my work in France ongoing at that time, and also in the intervening time in Poland, I was dealing daily with the galleries

there, fending off various attacks and cyberattacks, break-ins, trespassing. I had a multitude of issues.

Q. Because you knew full well that there was no investigation ongoing, didn't you?

A. No not - that's not the case, I believed at that time that the investigation was open. I had not received a - any letter that the investigation had been closed, as I had received, for example, the year previously, in the investigation into the attacks on my home. The last conversation I had with - as he was then - DC Lockstone, had indicated to me that the first claimant's account would be monitored. We - we talked about the potential terror threat posed by the first claimant and - and his milieu - and this was taken extremely seriously, and - and DC Lockstone indicated to me that this would be passed on within the force, to the relevant divisions, including counter-terrorism. So yes, I very much believed that the investigation was ongoing at that time.

Q. You knew there was - full well, there was no investigation, but you continued to

tag the Met Police, and say that there was investigation, to support the untrue contention, in your Tweets, that there had been death threats. That is why you did it.

A. No, that is untrue, if I didn't believe that there was an investigation then I would - then I would not have tagged the police in, so that they would be aware of it, I thought that would make things easier for them to assess what was going on, and also eventually prevent further abuse in reply to that, because the police were tagged, and they would have to remove the police's tag so that - so as not to be sending this horrific abuse directly to the police themselves --

Q. You were spec--

A. It would not make sense for me to tag the police if I didn't think that the police were investigating at that time.

Q. You had been specifically told, by Detective - Sergeant, as he then was - Sam Lockstone, that there was no investigation after the 13th of December 2018. That is correct, is it not?

A. No, that's not what I recall - not what I

recalled at the time, and it's not what I recall now. What I - what he told me at the time was that, at that stage, they did not have enough to prosecute, which I understood, due to the complexities of ident-- - identifying an anonymous account, that, as I said, we did not know was even in this territory, and other reasons, that I know make these sorts of prosecutions extremely difficult, as I've found with an ongoing police investigation into the claimant's associate Mr Stokoe, which has taken several years to build a case, and he was finally arrested over Christmas. But, when it comes to these sorts of anonymous accounts, it is extremely high bar, to prove that an individual is operating these accounts.

Q. Going back to the previous question, the - due to the complexities of an anonymous account, which then you were able to say, it was Nina Power, yet you failed to inform the police, thinking that there was an ongoing investigation, you - you thought - presumably, Mr Turner, you thought 'I've cracked the case, it's Nina Power. This is

going to - this is going to change everything.' Is that what you thought?
A. No, not at all, and actually it was only in the spring of 2020, that it was finally confirmed, that the second claimant operated the gorsedd account.
Q. This is you posturing, and fur-- - in order to further damage, the first two claimants, isn't it?
A. No, clearly not.
Q. And you understood the police position, after DS Lockstone explained it to you, did you not?
A. I've just detailed what my understanding of the situation was.
Q. Can we agree, you continued after the - you continued after the 13th of December 2018, tagging in the Metropolitan Police Service, in your Tweets, saying that death threats had been made against you? That is correct, is it not?
A. Yes, so there's a certain stage, when I sensed that the investigation may not be at the forefront of the police's mind, I - I changed my language to the past tense.

Q. And... we agreement, that you tag in the Metropolitan Police, you did this to add - add a veneer of authenticity to your Tweets, did you not?
A. No, I've just detailed why I tagged the police, it was a form of - of self-preservation, and making it potentially easy for the Met Police to see what was going on. There were - there were several benefits to that, but I do not accept... Mr Walker's explanation.
Q. Paragraph 286 of your statement, you - you say this - I will read it to you but you are [?] free to turn it up if you want. This is in relation to your - feel free to go to it.
A. Yeah.
Q. Obviously it is bundle one, it is tab 31, and then it's paragraph 286.
A. Yes.
Q. 'He informed me that, having reviewed the relevant tweets and other material I had provided him with, and while agreeing that it was very unpleasant, he thought that it was "borderline" as to whether it met the evidential threshold required to prosecute a criminal offence. He explained that this was

because many of the tweets by Mr Miller were not explicit threats (though he could see that they were veiled threats) and also because of uncertainty regarding Mr Miller's whereabouts.'
A. Yes.
Q. That first sentence, that suggests you agreed to it, but you don't actually say it. You were told the file would be closed, and any investigation had ended, weren't you?
A. No. That is not my recollection at all.
Q. That is a lie, and you know it, I suggest.
A. No, it is not, and I - I think my contemporaneous... messages, with my close friends at the time, indicate exactly that, that I was told that at that stage there wasn't... it was borderline as to whether it was prosecutable, which I understood was a high barrier, and I understood that, and one of the factors there - contributing factors - to that, was the uncertainty as to both the identity of the account holder, and which jurisdiction he was in.
Q. Is it correct that you were still terrified and living in fear at the time, Mr Turner?

A. I was deeply fearful, as I am still to this day, of what was meant by those death threats, from the first claimant, and how he had become, it seemed, obsessed with me, to such a degree that... well we have seen what has transpired over the past five years.
Q. Still highly vigilant, Mr Turner?
A. Yes.
Q. Yes. Looking at websites and Twitter feeds, and communication with people on your computer, that - that is your position, is it?
A. Yes, I was monitoring the situation, I was - also I had the ongoing 'He Will Not Divide Us' artwork, so I had to monitor at that, the whole time, this was something done liaising with museums at the time.
Q. Caveat-ing your - your attention span, Mr - Mr Turner. It was the - was it the art, or was it the threats to your life, that were at the forefront of your mind, Mr Turner.
A. I'm sorry, this is a barrage of - of threats, coming from multiple directions, but in specific terms, the threats made by the first claimant appeared to me to be of a - of a...

Q. When --
A. ... even more sinister tone, than some of the threats that I had received from what might term the more traditional alt-right.
Q. When Detective Sergeant Lockstone came to see you, he explained some potential civil claims that might be available to protect you, did he not?
A. Yes.
Q. Including non-molestation orders and - and the like?
A. Yes.
Q. But you did not pursue those?
A. No, I - I understood that those would entail some expense, which I would not be able to afford, at that time.
Q. Expense difficult for you, is it Mr Turner?
A. Well as - as an artist working on a - a very meagre artist's fees, with various institutions, and I've already indicated what my salary was at the time, yes, this is - that was the situation.
Q. You did not do these things, because you knew full well that there were no death

threats made against you, didn't you Mr Turner?
A. That's not the case, and...
Q. You knew that --
A. ... obviously not the case, because I would not have gone to the police for those death threats, if I had not believed that there were death threats.
Q. You knew full well there was no harassment, it was just a Twitter spat that you had consented to, Mr Turner. That is correct, is it not?
A. No, that is not correct.
Q. You did not provide the police with any of your Tweets in response to the Tweets you gave to them, did you?
A. That is true, I did not provide the police with any of my Tweets. As we've seen, my Tweets were - were very measured, on those first... over the course of the period from the 27th to the 30th of July, culminating in my Tweet responding to the first claimant attacking me as a 'pathological liar' and a 'normie fascist', and my response simply said 'There are no lies here. Read my

tweets.' I did not think, at the time, that the police would be particularly interested in - in my very moderate replies, but if that's something lacking then I accept that.
Q. You removed the cont-- context, of the Tweets you received, didn't you, Mr Turner?
A. No, I endeavoured to give as much context, but as we've discussed, putting it all together, as I've done in my witness statement, methodically, with timestamps, it paints a picture which I - I believe is more disturbing and compelling, and had I had the thousands of hours, that I have had to spend on this case, at that time, and not been working on various projects, then I would have done that.
Q. That is what you do, Mr Turner, you - you manipulate events, by selectively providing material to deliberately obscure context, don't you Mr Turner?
A. No, my - on the contrary - my aim is to reveal the context. It is the first claimant who says, in his words, 'Identify, with honesty, your deepest drives. Learn how to hide. Learn to conceal your meaning from

those who will not understand it, and reveal it simultaneously to those who will.' It is my aim, and it has been my aim over the past four years of these proceedings, to reveal that concealed meaning.
MRS JUSTICE COLLINS RICE: How long do you think you will need, in answer?
MS EVANS: I think half an hour, maybe a little bit longer.
MRS JUSTICE COLLINS RICE: So I am wondering if we have the break...
MS EVANS: Beak now.
MRS JUSTICE COLLINS RICE: ... just take a short break now.
MS EVANS: Yes, thank you.
MRS JUSTICE COLLINS RICE: Five minutes, then.
(11.30)
(A short adjournment)
(11.38)
LUKE TURNER (Continued):
Re-examined by MS EVANS:
Q. Mr Turner, it has been suggested by the claimants during this trial that the theft of your artwork when it was in the form of a

flag, "He will not divide us," this artwork, was not a serious matter really, let alone criminal or antisemitic and I think it was described as "just unpleasant." Can you take up bundle 4, please, tab 120, it starts at 3218, could you tell my Lady what this document is, first?
A. Yes, this is a page I put together showing the two individuals who committed the theft of "He will not divide us" flag in -- on 10 March 2017 these individuals names are Joseph and Megan Hutchins, they were members of the neo Nazi traditionalist worker party.
Q. And could you just very briefly explain to the court what the purpose of this page on your website was?
A. It was intended, firstly, to raise awareness as to the seriousness and severity of these attacks, to aid in the police investigation which it is fair to say didn't really get anywhere in Tennessee, it was only when the FBI took over the investigation operating out of Los Angeles that the investigation proceeded but this was also a

link that I would on occasion share with people to give them the context of the severity of these attacks and indeed this is the link that I shared with Ms Havas to explain to her the nature of these attacks after she had endorsed the offensive outright image depicting and minimising these attacks or, rather, gleefully celebrating them.
Q. Yes, thank you, you can put that bundle away and can you take up bundle 2, tab 47 which is your police statement that you have been asked about this morning of 10 August 2018.
A. Yes.
Q. You were taken to this statement and it was suggested, I think actually yesterday what -- sorry, Friday rather than this morning, that you had exhibited to it materials which had nothing to do with Mr Miller or your complaint about Mr Miller. Do you remember that?
A. Yes.
Q. And specifically the tweets that you were complaining about which he had sent to you by that stage. If you can go to the page

of the exhibit in that tab which is 1553, please ----
A. Yes.
Q. Could you please explain to the court, first of all, what the image at 1553 and 1554 images are of?
A. Yes, these are ----
Q. I am looking at what looks like a machine gun and someone brandishing it?
A. Yes, this was a -- the first image is a tweet I had received in response to my "You will not divide us" project that depicts a submachine gun with the comment of "good luck when I find you, pal, I know you're in France," and this was at the time of the artwork being in France and I had been liaising and visiting the gallery there and they were under enormous attack, including the arson attack, and this is clearly an extremely frightening threat to receive.
Q. Can you go to the next page, 1555 ----
A. Yes.
Q. -- and I think it is fair to say that from that page through to 1560 that there is a sequence of photographs connected to where

you live. Can you explain what those images are of?
A. Yes.
Q. You do not need to take each individual one but ones that ----
A. Yes, just a point on the 1554 image of the man with the machine gun, it may be difficult to see in this reproduction but if my Lady would look just above the man's navel, you may be able to make out the SS insignia of the Nazi SS. I just provide that for extra context. These images -- and this was posted either on 8chan or the Discord that were targeting me at my flat and the next pages depict images of my home inside the communal area of my building. This was part of what one would call operation by members of 8chan and far right Discord to target me at my home.
Q. You were asked this morning about the image relating to the account "Anon88."
A. Yes.
Q. On page 1558 and you asked to refer to some documents which you said relate to sharing his identity.

A. Yes.
Q. Would you like to briefly refer to those documents now assuming that they are in the bundle?
A. Yes, they should be at I believe volume 3, tab 51, page 1701, that may be the place to begin.
Q. You do not need to show all of them, just show a couple.
A. Yes, so 1701, this is the same user whose identity on Discord was anon88 and on Twitter was anonmediauk. He is seen responding to me and indeed posting a trophy that we talked about earlier of my having blocked him and then we see on the next page images -- they are hard to make out on that page but if you go to the next page 1703 you will see an image of a soldier in the top image holding up the "He will not divide us" flag. That image is surrounded by images of Pepe the frog and the word "Praise Kek." In the image below there is a picture on the left hand side that shows myself and my colleagues -- it is very hard to make out but this was during our artwork in Finland. That

is a photograph of me. On the next page or two pages forward, 1705, it says at the top "Season 6, Luke Turner, show us what you've got," and other images related to "He will not divide us." It continues targeting me and then if one turns to page 1707 you will see the same user posting about LD50 gallery and indeed he has posted these images of Pepe the frog on -- it is hard to see in this black and white reproduction but those are the distinctive blue shutters of the LD50 gallery, the same shutters in front of which the first claimant is stood holding his sign as his counter protest and then amongst those on the next page are what -- and if on turns to 1709 I would describe those as cryptograms in the manner of the zodiac killer and it continues along these lines.
Q. Can you go back to 1705, because there are various references to your artwork.
A. Yes.
Q. There is also -- I think the photograph on the left, is that supposed to be shire?
A. On which page, sorry?
Q. Sorry, 1705 ----

A. Yes.
Q. -- the top photograph is a photograph of some images and there are none on the left, "He will not divide us."
A. Yes. The one on the left is actually the technician that we worked with in Albuquerque but the one on the right is the picture of ----
Q. What about the one on the right?
A. The one on the right is a picture of Mr LeBeouf.
Q. With the "just do it" ----
A. Yes, with the "just do it" slogan.
Q. Just before we leave this tab, can you just show us if you can, if there are any, that specifically refer to anon88 in this ----
A. Yes, they will be ----
Q. that type of thing.
A. So this was July -- the ones we have been looking at were late July and then he started targeting me at my home in August. There is the aforementioned tweets at 1723 but of more use perhaps -- and those were the ones that were included in my police report but to add to that, at 1731 anon88 posts on a

far right Discord forum, someone who isn't me is planning a visit, and then on the next page he posts information about the outside of my building, "The guards in yellow bibs went home about nine pm, I think they got spooked by neo Nazis as a neighborino (?) put it to me," and then posted a picture of the anti-Semitic smash cultural Marxism flag. Then on the next page it continues with his description of his let's say reconnaissance mission. On the following page, 1734, these are stills from a video he posted on Periscope including filming through my letter box.
Q. Thank you, that is enough of the sample, I think. Going back to your exhibiting of the images that we were looking at, your police statement, taken outside your flat, what is the reason that you exhibited those given that they came from 2017 and did not relate to Mr Miller or Ms Power.
A. Yes, this was to give context as to why I was a historical and ongoing target from the Alt-Right and that this has included physical visits to my home to aid the police in understanding the threat level posed there.

Q. Can you take bundle 1, please, and go to tab 8, page 173.
A. Yes.
Q. We have seen this thread before culminating in Mr Miller's tweet which it is your evidence was directed at you ----
A. Yes.
Q. You mentioned in your evidence when you were being cross-examined that you recognised the first tweet in the thread, the Fascist article gallery one, as adopting an Alt-Right theme of, if you like, deliberate ambiguity and what you described, I think, as a celebration of fascist aesthetics.
A. Yes.
Q. Do you remember that?
A. Yes.
Q. And you referred to it as an acrostic spelling of a homophobic slur?
A. Yes.
Q. And you said it was quite a common feature of that milieu to use an acrostic spelling in that way. If you please turn to bundle 2, tab 40, page 897 ----
A. Yes.

Q. This is 8 August 2018, it is a re-tweet by Mr Miller of a tweet by somebody called Steve Sailor which says in italics, "Jones banned by Facebook, Apple, Google and Spotify," is that another example of the acrostic slur that you were talking about?
A. Yes, it is.
Q. Thank you. You were asked in your cross-examination about why you did not automatically or always block Twitter users who were targeting you as specifically the claimants of course, and you mentioned that when you sometimes had blocked people it was counterproductive. Can you take up please bundle 3, tab 51, at page 2296, do you have page 2296?
A. Yes.
Q. This is a 5 June 2019 or 6 June 2019 tweet, would you like to explain what that is of?
A. Yes, this is a T-shirt of a website called Egrevore has made. Egrevore is operated by a close associate or a friend of the first claimant whose name is Matthew Paul McKenzie which I think it would be fair to

describe him as Hitlerist and this T-shirt contains a screen shot of the message one would receive --- or a graphic of the message one would receive when I had blocked them, so this is a sort of trophy in itself that they would wear, demonstrating that I had blocked them.
Q. Are you saying that that is an example of why it might be counterproductive to block people?
A. Yes.
Q. There is just one more example in bundle 9, at tab 422, at the front ----
A. Yes.
Q. This is page 6260, this is an earlier tweet, 19 July 2017, is this an example as well of the same thing?
A. Yes, it is. It shows that this was a long-standing trend.
Q. You were asked about the article by Benjamin Bratton in the Walker Gallery publication called the Gradient, which was published on 21 December 2018 and specifically the part about you called Mark Booker comes clean -- do you remember

that?
A. Yes.
Q. If you take up bundle 6, please, at tab 189, and go to page 4498, I think this is where the section about you begins, number 3, is it not?
A. Yes.
Q. "Mark Booker comes clean."
A. Yes.
Q. I think it is fair to say that you were not given much of an opportunity to explain what you considered to be objectionable about this piece, so would you like to explain briefly which parts of it you thought, first of all, showed it was about you?
A. Yes, so it describes an artist who appeared at the Cyprus Triennial which is a stand in for the Athens Biennale. The most objectionable part is satire. It is -- on page 4499 where it says "some of the work was accepted into the Cyprus Triennial but Booker [which is supposed to be me] refused to participate and launched an open ended protest against the curators. Unbeknownst to Booker, the gallery arranged to have some of

the work 'stolen' to generate secondary publicity." This is an obvious reference to the highly publicised theft of the "He will not divide us" artwork by neo Nazis and this perpetuates a classic anti-Semitic trope that Jewish people stage attacks on themselves for publicity and this is what Mr Bratton was doing and this article has resulted in a perpetuation of that trope directed at me and has put out a narrative that indeed claims that I faked or staged those attacks for publicity.
Q. You were asked this morning about Evola and Mr Miller's interests in that individual and I think you agreed that you have not been at Mr Miller's "performance" as Evola at Athens, correct?
A. That's correct.
Q. You did say that you had read all or most of what he found --- what he had found that Mr Miller had written either about or as Evola, correct?
A. That's correct.
Q. So if you take up bundle 5, tab 169, do you that, page 4407?
A. Yes.

Q. Do you recognise this document?
A. Yes, this is a document of the speech that the first claimant gave as Evola in Athens that was disclosed earlier this year.
Q. Is there anything in the text of that "speech" which influenced your view about Mr Miller as an apologist for Evola and his fascist views?
A. Yes, there is.
Q. Just pick a selection; you do not need to give everything.
A. Yes, there is, for example, on the second page of it, on 4408, there is a passage about the majority of the population growth being in Africa up to two thirds of which people may wish to come here to the Oxford -- and it continues along the lines of Evola's racist ideology. It then talks about on the following page then generating into iniquity and the depths of the abyss. It is very much an Evolian or the first claimant channelling Evola in all this abhorrence.
Q. Yes, thank you, you can put that bundle away. It was suggested by the claimants in their evidence, and it was even put to you in

cross-examination, I think, that you had exaggerated or even made up the attacks on the house that you had faced in 2017. Do you recall that?
Q. Yes. Can we look at bundle 6 again, this time tab 233, page 4765, I think this is a clip of letters by email from directors of art galleries in Europe. Is that correct?
A. Yes.
Q. And I think those are galleries where the LRT trio had exhibited or had connections. Is that correct?
A. Yes, or most specifically museums.
Q. And they were letters that were sent to an organisation called Artists at Risk?
A. Yes.
Q. Could you explain to the court how these letters came to be sent as far as you know?
A. So these were letters at the time that the Artists at Risk team took great concern as to what was happening to me. They were doing their due diligence due to the abundance of false narratives floating around that had indeed -- or that claimed that I had indeed faked the attacks and there was no substance

to them and they had requested some first-hand accounts and so I asked the directors and curators of the various institutions who I had been working with and who had first-hand experience of those attacks against their institution -- against my work, my colleagues but also against their institutions and against themselves personally, they gave these concise accounts of such -- I could go into a bit more if it is of relevance.
Q. No, I think that is sufficient, thank you. Another thing that the claimants have sought to do, I suggest, in their evidence in this case is to paint you as an opponent of free speech, especially the art world and as someone intent on what has become known as counselling those that you do not agree with. Is that your understanding as well of what they have said about you?
A. Yes, that is my understanding of what they have said about me.
Q. And they in particular have referred in their evidence to your two open letters, one to the Athens Biennale and one to the Walker Art Centre.

A. Yes.
Q. As well as your various tweets, some of which are complained about for libel, but what was your purpose in writing and posting your open letters?
A. Well, both were a response to attacks against me personally but also as a member of the Jewish community being faced with institutions, whether knowingly or unknowingly, perpetuating anti-Semitic or hosting those engaged in anti-Semitic abuse and tropes against me and I thought it was a matter of a significant public interest, especially within my sector and that I held a mirror up to those institutions and individuals and raised awareness as to what was going on.
Q. What was your purpose specifically in writing and posting your tweets that referred to the claimants and accused them of an anti-Semitic harassment claim against you?
A. It was really two-fold; firstly, it was to flag their harassment of me and to try to prevent further harassment, especially in tagging the police to ward them off but,

secondly, many of those tweets are themselves giving context to the various attacks from their milieu and within the art world which needed that additional context; for example, the Athens Biennale one would not understand this situation with Mr Keller unless one had some context as to the attacks on me by the first claimant and Ms Havas.
Q. Finally, Mr Turner, you have been accused of a number of things by the claimants in this action, including during the trial itself and I will mention just some of them. You have been accused of fabricating or imaging the anti-Semitic attacks on you in 2017 and since. Ms Power even questioned in her evidence whether you were really Jewish and you were accused of being motivated by your alleged inherited wealth to harass and oppress weaker persons than yourself. You have been cross-examined for one and a half days sometimes aggressively and in that cross-examination many of these allegations have been repeated and put to you as true. It was even suggested to you in cross-examination that you had sought to

exploit the horrors of the Charlottesville and Christchurch terror attacks for your own self-publicity. Leading counsel for the claimants three times identified in open court the part of North London where you lived even though care has been taken in this action not to reveal that information. Finally, as one of the final questions put to you this morning, it was suggested within it once again as the claimants have been doing that you have sought to manipulate events. How have all these accusations and attacks on your character and your life experience made you feel?
A. Well, over the course of these proceedings I have tried to maintain my composure in the face of such attacks, not least so that I can methodically go through the evidence and to show that these accusations are not just unfounded but offensive and anti-Semitic in nature. This is something I have been dealing with from the claimants for five years now and the impact has been enormous. I have not been able to make art works in that time. I have been

dedicated to this case, to leaving no stone unturned in pursuit of the true narrative of what has happened. I know when I go home at night after each day of this trial, the emotion has been overwhelming. I do not wish to give the claimants the pleasure of seeing the effect that that has had on me.
Q. Just one last question, one of the things that you were specifically questioned about was your family's financial situation and the funding of your defence in this action. Your father has been in court throughout the trial and is going to give evidence. He has been listening to your evidence including the cross-examination of you, and the allegations put to you, how has it made you feel knowing that your father has had to watch you defend yourself from these attacks in this trial?
A. That has perhaps been the hardest thing for me to see, the effect that this has had on him. And I would like to say that I am immensely proud of him, of his strength and resilience, and also that my mother, who, if she was alive, would have been horrified at

these events. If she had been here today I know that she would have been immensely proud of him as well.
MS EVANS: Mr Turner, I have no further questions. Does your Ladyship have some questions?
MRS JUSTICE COLLINS RICE: A very small number of points of clarification. Are you ready to go on?
A. Yes.
MRS JUSTICE COLLINS RICE: The first point relates to the allegation that Mr Miller published the article about Hitlerian disability policies, which, as I understand your evidence, you have told me why you did that and you have told me that you realised later that you had made a mistake about that.
A. Yes.
MRS JUSTICE COLLINS RICE: You told me that you deleted the post --
A. Yes.
MRS JUSTICE COLLINS RICE: -- making the allegation. Did you take any other steps?
A. Upon deleting it?
MRS JUSTICE COLLINS RICE: Once you

realised that you had made a mistake.
A. No, I did not, no.
MRS JUSTICE COLLINS RICE: Second question, when did you first become aware that Mr Miller was himself a Jewish man?
A. I think it was reading an article in possibly (inaudible), a respected arts publication, that cited the first claimant's claim at his counterprotest in LD50 that I am not a fascist, I am Jewish, and this article picked apart the logic of that and the absurdity that one could not be a fascist if one was Jewish. So that was perhaps the first ... I think I read that in, um, early August, after Mr Osborne had indicated or revealed to me that the dcxtv account was Mr Miller and I was reading about his history.
MRS JUSTICE COLLINS RICE: Is there anything else you want me to understand, from your perspective, about what might be called Jewish anti-Semitism?
A. Yes, it's hard to gauge how rare it is, but there are a number of sadly significant examples and the one that comes to mind, that I was extremely familiar of at that time,

was an individual who goes by the moniker Weave, who was the webmaster of possibly the most infamous neo-Nazi website, The Daily Stormer, and he is a man of Jewish descent. He also has a swastika tattooed on his chest. It was actually in response to The Daily Stormer's use of the Pepe meme. The originator of the Pepe meme, who is not in any way associated with anti-Semitism, sued The Daily Stormer and that is when they created the Groyper meme as an exclusively alt-right insignia. But this phenomenon of Jewish anti-Semites, I think it is something that the claimants' solicitor himself may be aware of with regards to Gilad Atzmon, who is a Jewish writer who is known as a prominent anti-Semite.
These cases are thankfully few and far between but they are not unheard of. They tend to revolve around those individuals themselves going down the path of the twisted logic of anti-Semitism and scapegoating a whole people. The fact that this is a people from which they themselves originate, in some cases, makes them feel

more like they are on the side of truth. There is a real perversity there.
MRS JUSTICE COLLINS RICE: Thank you. My third question is just to explore a little bit what you understand by terms such as neo-Nazi.
A. Yes.
MRS JUSTICE COLLINS RICE: And what distinction, if any, you would make as to the particular meaning of that term in contradiction to the rather large number of terms or signifiers that have been referred to in this trial which might be thought to allude to a range of political, social or aesthetic viewpoints.
A. Yes, um, my Lady will note that I restrained myself from describing the first claimant as a neo-Nazi until I believe it was 14 February, and it was the only one occasion where I did describe him as such, and that was on the occasion of him publishing an article on what is known as a neo-Nazi website called Social Matter. Now, that website is engaged with the celebration of historical, figures of the

historical Nazi party, including Adolf Hitler, but neo-Nazis also do not always support Hitler. There is a split within that. There are people called Strasserists, who object to Hitler. Julius Evola himself worked for the SS yet he had a very low opinion of Hitler. But in my articulation of the term neo-Nazi I show restraint in using that term and it is only when something crosses over into using Nazi symbolism, citing historical Nazi figures, matters such as that. Those are often themes played upon by the alt-right and there is perhaps some overlap and ambiguity, which is precisely what the alt-right plays on, but there is a distinction and using that term to describe the first claimant as I did, I used it there to distinguish or make the observation that he is not just operating in the wider alt-right world of 4chan and ironic ant-Semitic memes but he has progressed to what was, because it no longer exists, but a militant group called the Hestia Society, who were armed neo-Nazis who had submachine guns with Nazi insignia emblazoned on them and Social Matter was

the magazine of the Hestia Society. And so that ambiguity, when one is writing on a neo-Nazi platform celebrating a Nazi in Julius Evola, that formulation, in my view, equates to the fairness of describing the first claimant at that stage as a neo-Nazi.

MRS JUSTICE COLLINS RICE: Thank you. Does anything arise from any of that?

MS EVANS: No, my Lady.

MRS JUSTICE COLLINS RICE: Mr Turner, you have spent a long time in the witness box and you have given me a great deal of evidence. Is there any part of it, and I have been conscious that you have been on some occasions keen to give more evidence, but your legal team will have plenty of time to put your case. Is there anything in relation to your oral evidence that you wish to return to or clarify? (Pause).

A. No, there was just one comment made by the first claimant which I think should be addressed as I would see it as an example of what one might term post-truth facts. It was stated that I was or that I had explicitly admitted that I was a far-left communist

Bolshevik. This is a statement that has no basis in reality. I am none of those things. As I understand it, the Bolsheviks have not been around since 1952. My own politics, which I don't talk about very often, and I have never had any party allegiances, but I would describe my own politics as progressive and mainstream and I am glad to live in a country where progressive politics are still the mainstream. So that is what I would like to say.

MRS JUSTICE COLLINS RICE: Thank you very much, Mr Turner. I said on Friday, before the weekend, that you had put in a hard day's work in the witness box and your lawyer has expressed views about the vigour with which you have been cross-examined. Nobody's ideas or world view are on trial in these proceedings. I am concerned solely with fact and law and a degree of vigour in cross-examination is entirely consistent with assisting me in coming to the conclusions I need to come to about the facts. So I have been assisted by your evidence. Giving evidence in any

circumstances is an extremely stressful process and I am conscious that it has been so for all of the witnesses in this trial. But I just wish to thank you again and to confirm the words you have no doubt been long looking forward to, that your session is over. Thank you.

A. Thank you, my Lady.

(The witness withdrew)

MS EVANS: My Lady, Detective Sergeant Lockstone is here so we can proceed straight away.

MRS JUSTICE COLLINS RICE: I think we should probably make progress. Thank you.

MS EVANS: I call Detective Sergeant Lockstone.

DETECTIVE SERGEANT LOCKSTONE, affirmed

Examination-in-chief by MS EVANS KC

MRS JUSTICE COLLINS RICE: Thank you. Please stand or sit as you prefer.

A. Thank you, madam.

MS EVANS: Detective Sergeant Lockstone, you are very familiar, I am sure, with giving evidence, although perhaps not in this court.

Could you please find behind you on the shelves bundle number 1, which has your witness statement in it, which is at tab 33.
A. Yes.
Q. Do you have that?
A. Yes.
Q. I will just wait for you to manhandle the bundle.
A. Yes.
Q. If you turn, please, to page 614 of that tab --
A. Yes.
Q. -- is that your signature?
A. It is.
Q. And do you confirm that the witness statement contains your true evidence?
A. Yes, it does.
MS EVANS: Could you wait there, please?
Cross-examination by MR WALKER KC
MR WALKER: Is it DS Lockstone?
A. Yes, it is.
Q. In early 2018 you became the officer in the case following a complaint by the defendant in this matter, Mr Turner. Correct?

A. Um, I think it was later in 2018. I believe it was August.
Q. Officer in the case is a term used for the officer who has overall conduct of the matter where the police are asked to consider a complaint. That is the term.
A. Yes.
Q. Is that right?
A. Yes.
Q. And Mr Turner provided a statement to the first officer, who was in fact someone called PC Kardhashi. Is that right?
A. Yes.
Q. And he provided a statement to PC Kardhashi by email and that is at bundle 2, for my Lady's reference, tab 46, page 1528. If we can just go through these. I am so sorry, officer, everyone here is sympathetic that you are effectively a vehicle for the investigation of these matters.
A. No, that's fine.
Q. I am sorry I have taken you to it too quickly. Bundle 2, tab 46.
A. Yes.
Q. What we have here, have you got it?

A. Yes.
Q. Right, so the first one is dated 9 August and then on 10 August this is PC Kardhashi saying: "Can I have your statement, please?" And then 1528 is Mr Turner sending the witness statement along with 36 images. Yes?
A. Yes.
Q. And the statement that Mr Turner provided and signed is at page 1529. Yes?
A. Yes.
Q. And the term complainant is a term that you are familiar with. It is used by police officers to describe people who have made a complaint.
A. Yes.
Q. And it is deliberately different to victim.
A. Yes.
Q. We know that this statement was signed by Mr Turner on 10 August 2018. And I just want to ask you to have a look at that statement. At the beginning, paragraph 1, it refers to the defendant receiving threats and abuse from people and groups on social media.

A. Yes.
Q. And then on the fifth paragraph of the statement it deals with what Mr Turner terms the current incident. Do you see that?
A. Yes.
Q. That is the first two words. And there is no allegation of a death threat in that paragraph, is there?
A. No.
Q. There is no allegation of a death threat in the sixth paragraph either, is there?
A. Um, no.
Q. And perhaps I can help, in fact none of the paragraphs of Mr Turner's statement refer to a death threat being made by Mr Miller, do they?
A. Um, no, not that I can see.
Q. I am not trying to catch you out. I have obviously read this.
A. Of course.
Q. But if you want some time, I am having read it --
A. No, I'm happy to.
Q. I understand. I am not trying to catch you out, officer.

A. No.
Q. But please if you need any time then please say. Within the entirety of this statement the phrases "death threat", "threats of death" or "threats to kill", they are not actually used, are they?
A. No.
Q. And the tweets that Mr Turner appears most concerned with are characterised by him at page 204 of the statement he gave. It is a part where, it is the final paragraph, these tweets then became more disturbing. These are the tweets that he was most concerned with. Is that correct?
A. Um, yes, that would appear to be how it is worded, yes.
Q. I am just going onto a separate issue and this is about an intelligent report and if you can help us with this, officer. At paragraph 15 in your statement you mention you that made an intelligence report.
A. Yes.
Q. And the scenario you were faced with was you had been asked to attend upon a complainant who was making allegations

against anonymous people he claimed were right-wing extremists. Is that correct?
A. Yes.
Q. And separately but also some people that he was having some issues with on Twitter. Correct?
A. Yes.
Q. And you were provided by the supporting images by Mr Turner. Did they come in one document or two documents? Was it all together?
A. As I remember, it was one document.
Q. Okay. There is no mystery. When disclosure was given to us it was received in two documents.
A. Okay.
Q. I am just really trying to bottom that out. The documents, the images, contained images of people standing outside Mr Turner's home and posts of pictures of his home --
A. Yes.
Q. -- if I can characterise them like that. Is it right that as a result of the material in that document and the complaint of far-right

extremist, that is why you produced an intelligence report?
A. Yes.
Q. Because you are concerned with the emergence of any potential terror threat.
A. Yes.
Q. Going back to the threats alleged by Mr Turner and assessing those claims, those threats related to, we know, the claimant, Mr Miller, and also to a female named Deanna Havas. There was never any mention within this document of the second claimant, Ms Power, is there?
A. No, not as I recall.
Q. And allegations made by the defendant as per his witness statement concerning Mr Miller were that Mr Miller called the defendant a cocksucker and a shitbag. That is paragraph 5, page 1. Do you remember that?
A. Yes.
Q. Yes, that is the last paragraph.
A. Yes.
Q. And secondly that Mr Miller had directed a flurry of abusive tweets attacking each of

the people the defendant had retweeted in support of him, posting their photos with misogynistic comments such as: "This is what mental illness looks like." "The village idiot speaks." "Look into these cold, black eyes and tell me Luke Turner has a soul." "You are a grotesque individual, totally devoid of humanity." Those were the second group of texts, yes?
A. Yes.
Q. Firstly, officer, you understand misogyny to be a prejudice or a hate towards women, do you not?
A. Yes.
Q. And the tweets that were referred to do not refer to gender, do they?
A. Um, not that I recall.
Q. Secondly, there are no death threats mentioned or complained of within the tweets referred to. That is correct, is it not?
A. Um, not specifically, yes.
Q. And the "This is what mental illness looks like" tweet relates to a quote tweet of one called Megan Nolan, not the defendant. That is correct, is it not?

A. Yes.
Q. "The village idiot speaks" tweet can be found at page 1546. And if we go over to page 1546, this is a quote tweet of someone call Danisha Carter, not the defendant. Is that correct?
A. Yes.
Q. And in the following paragraph of his statement Mr Turner alleges that, this is, sorry, page 1530 again, paragraph 7.
A. Yes.
Q. It says:
"These tweets then became more disturbing, with him tweeting 'You're on the list too now...' towards a friend of mine called Katharina Ludwig, who was also tweeting about Havas's anti-Semitic abuse in support of me. This was followed by him immediately tweeting a satanic 'Kalfu' symbol with the words 'What they don't know, but will know...' followed by 'They probably think I'm joking', 'BLOOD', and 'Watch your steps...' in amongst tweets directed at me. This sequence of tweets constitutes a clear threat of violence directed

at me and those supporting me."
So the more disturbing tweet was towards a friend of his. Is that what Mr Turner is saying?
A. That's how that paragraph would read, yes.
Q. Yes. And within the document the images provided by Mr Turner, aside from an image ... I am so sorry, you probably need, if we can go to it. (Pause). Can we start at page 1553, which was the first document that was sent to us as disclosure? There is a gun.
A. Yes.
Q. A man holding a gun; images of Mr Turner's presumably, property. 1556, the same. It goes on, and goes on, and then it goes on until the only reference to Mr Miller is a picture of him on the last page. Was that correct, Detective Sergeant Lockstone?
A. Which page is this, sorry?
Q. I started at 1553.
A. Yes.
Q. The last page is actually a picture of Mr Miller.

A. Yes, so which page is a picture of Mr Miller?
Q. I am sorry, it is not actually numbered. Officer, 1568.
A. Yes. Sorry, sir. Could you repeat the question again, please?
Q. Of those images that I took you through, the only one relating to the first claimant, Mr Miller, is this last image at the back.
A. Yes, specifically, yes.
Q. Through all of these images, the entirety of them, no death threats?
A. No, none specifically. I should also caveat this with, and I think Mr Turner mentioned in his evidence as well, although the pictures, particularly the pictures of people outside his house, were sent to me again in that bundle of the further evidence of the information - sorry, of the messages he had been getting on Twitter, that was something he had reported previously that one of my colleagues investigated.
Q. Yes. If we look at the tweets in the same bundle at 1533, so they are all from the @dcxtv account.

A. Yes.
Q. And they appear to be - are you familiar with the way Twitter works?
A. Yes.
Q. I mean, presumably, you have drawn the short straw to go and investigate this and so you have to familiarise yourself with it in some way, but these are, each one of these tweets are from a Twitter account to the Twitter universe at large.
A. Yes, it would appear so.
Q. And just so you are not - and again, I am not trying to trip you up here but, "This is what mental illness looks like", it's not tagging anyone. "You're on the list now too". It's not towards Mr Turner. "Watch your steps", "Blood". "They probably think I'm joking." "What they don't know but will know". None of them tag Mr Turner or anyone.
A. No, they appear to - yes, just as you say - not be specifically tagging any accounts other than, as you said, "You're on the list too" relating to Katharina Ludwig, but not Mr Turner.

Q. Yes. I am just going to ask you now, officer, about something you will probably be more comfortable with, CRIS reports.
A. Yes.
Q. When an allegation is made, officer, and you are called to see a complainant, you log that in something called a CRIS report, do you not?
A. Yes.
Q. And CRIS is an acronym for crime report information system.
A. Yes.
Q. And the CRIS report disclosed to the claimants appears at bundle 1, if you go to bundle 1, and it is tab 39, page 765.
A. Yes.
Q. So we are clear, this is the CRIS report generated during the course of this complaint.
A. Yes.
Q. And the report produced gives a record of all of the actions which are undertaken by officers on a particular matter.
A. Yes.
Q. And it serves various purposes. One is so

that you do not double hand things; a supervisor and officer might say, "Can you do this? I'll ask so-and-so to do this" and then if they do not do it, they can say, "Look, come on".
A. Yes.
Q. Equally, people do not scurry around doing things without checking first.
A. Yes.
Q. It provides both those investigating and those being investigated with a record of the actions which are undertaken for each complaint.
A. Yes.
Q. At page 787, this is where we begin, I submit, the meat of it. We can see at page 787, help us, officer, that Officer Kardashi says, and it is the third line from the top, "Although there are no wards of killing on the comments" - wards of killing is a typo. It means words of killing.
A. (No reply)
Q. Just take your time. Do you have 787?
A. Yes, I have 787.
Q. The paragraph begins, "Since the

threats".
A. Yes.
Q. And if you go from the bottom line, then it says, "Although", and then one or two lines above -
A. Yes.
Q. "Although there are no wards of killing".
A. Yes.
Q. So, "wards of killing" should read, "words of killing". Do you agree?
A. I strongly suspect so, yes, but obviously I didn't write that.
Q. Yes. Moving to page 789 of the report, Officer Kardashi, 8 August 2018 notes that there are no clear kill threats.
A. Yes.
Q. Do you see that?
A. Yes.
Q. Sorry, I have my bits underlined so if I am going too fast, just pause me.
A. No, no -
Q. Just pause me. If we can go to page 794, officer, this is where you begin to feature - at 794 is when you begin to feature in the CRIS report as the officer in the case.

A. Yes.
Q. And you note that Mr Turner happened to point out that he was associated with an actor. You have noticed that. You write down that he is an American actor, "Shia labeouf.
A. Yes?
Q. Yes. And at page 795, you note - this is the main paragraph in the middle. You noted that none of the material referring to @dcxtv appears to be of an antisemitic nature. Do you see that?
A. Yes.
Q. The same page, you note - this is the last sentence - it is unclear whether these offences have been committed within the MPD. Is that the Metropolitan Police District?
A. Yes. District, yes.
Q. Essentially you are saying you are unsure if any death threats have been carried out? That is what you are saying, is it not?
A. Yes. I mean that line specifically relates to the fact that it was unclear whether any offences had been committed within England

and Wales and therefore were things that we could pursue.
Q. Yes.
A. As opposed to having been committed abroad in which case it would be outside the Met jurisdiction.
Q. I understand. Could you help us with this, please? The periods when Mr Turner did not return your calls or emails, at page 795 you note that - I think it is 795. I am so sorry, it is 796. Over the page, 796, middle one. It says you, Trainee Detective Constable Lockstone -
A. Yes.
Q. You say, "I have attempted to contact Mr Turner by the provided mobile telephone number to no avail. I will send him an email request requesting he contact me to discuss."
A. Yes.
Q. Yes? And presumably you would have sent the email to Mr Turner?
A. Yes.
Q. Is that correct? But no response?
A. I can't specifically remember but as far as I recall and as far as is recorded on here, yes.

Q. You can see though, DS Hammond on 26 September -
A. Yes.
Q. - and so that is six days later, says, "Seen DS Hammond, awaiting contact as above." So, is it right to infer from this entry that there had been no contact despite your email and call since the entry on 20 September?
A. It would appear so, yes.
Q. On 8 October, still on this page, is this the supervising officer?
A. DS Hammond?
Q. This is - DS Hammond.
A. Yes.
Q. Yes, DS Hammond, the supervising officer, says, "Seven days suspension. Has there been any contact with Mr Turner, please?" He is basically saying to you, "Can you let us know whether he's got in touch?"
A. Yes.
Q. And over the page you do your officer in the case update: "No. I sent him another email today." Is that right?
A. Yes.
Q. On 11 October, which is the next entry,

your entry reads as follows: "I managed to speak to Mr Turner on the telephone last night. He has stated that he has been receiving various communications from different Twitter accounts, some directly and some indirectly. He believes he knows who some of the people behind these accounts are and they associate with the 'alt-right' art scene. It is unclear at this stage what of these communications, if any, constitute substantive criminal offences and what is intelligence relating to these right-wing accounts. Mr Turner also believes that at least some of these people are operating from New York and Germany. I've asked Mr Turner to forward to me all of the communications and relevant accounts he has identified. In the first instance I will look in to discover which if any of these accounts are operating from within England and Wales. This will affect decision making as to what action is taken. I await receipt of the above material." You make that entry, yes?
A. Yes.
Q. You noted specifically there within that

passage, officer, "It is unclear at this stage what of these communications, if any, constitutes substantive criminal offences." That was your view at the time, correct?
A. Yes.
Q. And 26 October, officer, and it is in the middle of the page, you updated the system with the following note: "I have now received and reviewed the relevant social media in this case. I am unsure at this stage whether its content constitutes a criminal offence and I will discuss this with DS Hammond when we are both next on duty prior to taking further action above."
A. Yes.
Q. Then on 14 November, further down, you made the following entry: "As per the above, this case awaits supervisorial review of material. This case is a relatively low risk and relates to messages sent via Twitter. I have therefore not had time to conduct this review" as basically you've got other more important crimes to deal with. Is that correct?
A. Yes, so I should caveat this with at the

time the unit that I was in also dealt with domestic violence cases so we would routinely have prisoners that we would need to process every day so we would have to sort of consider and prioritise our investigations based on risk, essentially.
Q. Prioritise, exactly.
A. So, yes, that's -
Q. So, this was pushed down the pecking order?
A. In relative terms, yes.
Q. I am in no way seeking to trivialise your professionalism, officer. You are investigating all offences as best you can and you - by its very nature, the amount of complaints that you receive means that you have to make judgment calls as to the priority in terms of risk. That is correct, is it not?
A. Yes.
Q. And on that basis, your categorisation in terms of priority is there were other potential crimes which were prioritised above this?
A. Yes.
Q. On 28 October, officer, if we go over the page, you entered what I suggest is a correct

observation: "I have discussed this with the officer in the case" - sorry, this is your supervising officer.
A. Yes.
Q. "I have discussed this with the officer in the case", that is you, is it, officer Lockstone?
A. Yes.
Q. "... and reviewed the material sent. Whilst these are fairly rude comments, as I understand it, the comments are written on the suspect's own feed together with comments from a number of other people and not directed at VIW", that means Mr Turner?
A. Yes.
Q. " ... or written on his feed." So, that was plain to you all the way back here, yes?
A. Yes.
Q. Pausing there, officer, Mr Turner did not provide you with any tweets that he may have sent, did he?
A. Not that I recall.
Q. On 3 December, officer - this is your entry, the top of page 800.
A. Yes.
Q. You noted that you would contact Mr

Turner, in your words, "to discuss closure of the reports with him". Correct?
A. Yes.
Q. And you did, presumably?
A. Yes.
Q. And that was the purpose of going to see him?
A. I believe it was a telephone conversation, but yes.
Q. But the purpose was to discuss the closure of the report?
A. Yes.
Q. And on 7 December your entry reads as follows: "I have been unable to contact Mr Turner again for a meaningful discussion about this case due to being assigned to dealing with numerous live and high-risk sexual offences as part of the duty safeguarding team." Had you tried to get - can you recall, had you tried to get in touch with him again or, to be fair to Mr Turner, had you had a conversation that was cut short?
A. I can't specifically recall, but I would suggest that the way that is written would

suggest that that was on my part not having an opportunity to contact him rather than vice versa.
Q. Thank you, that is very fair, very fair. But you then, presumably, did try and contact him and on 7 December you make that comment. Then if we go, still on the same page, 800, to 13 December 2018 at 1307 you made a note on the system and it reads as follows: "I have had a lengthy conversation with Mr Turner and informed him of the above rationale and that this case will be closed."
A. Yes.
Q. You informed him that this report would be closed?
A. As far as I recall, yes.
Q. And so that you cannot be mistaken, that is what you wrote in the CRIS report?
A. Yes.
Q. And that is the purpose of the CRIS report so that you can be sure about what you said?
A. Yes.
Q. You also say this. "He is understanding

of the police position". So, does that help you, officer, that when you said to him, "I am closing this", that you gleaned - your opinion was he understood that?
A. I - yes.
Q. And you then say: "I provided him with appropriate crime prevention advice with regard to the communication he has received via the social media." Did that involve non-molestation orders and things like that?
A. Yes, as far as I recall.
Q. Yes. Could you be mistaken that you did not - when you say that you informed him of the above rationale and that the report would be closed, you have written - you have said that in your CRIS report.
A. Yes.
Q. That is correct, you told him, yes?
A. Yes, as far as I recall.
Q. So, in summary, what you did is you told him that the matter was being closed and then after - whilst you were having or as a consequence of having that conversation you formed a view that he understood your - the police position?

A. Yes, as far as I understood, yes.
Q. And just another thing, officer. You do not suggest to people who claim to be the victim of a crime that a factor in whether charging someone with a crime is whether they know where the person is?
A. (no reply)
Q. So, if there is a murder and you do not know whether the murder suspect is, you do not say to the people - you do not say, "Well, we won't - because we don't know where they are, we're not going to charge them"?
A. No, I think there might be some confusion around this point, which I am happy to elaborate on if it would assist.
Q. If you want to. If I can help you with this officer, had there have been a crime committed on the face of it, you would have made attempts to trace the people who had made - who had committed the crime. That is correct, is it not?
A. Yes, I think on that point, at page 799 DS Hammond in her write-up raises CIU checks and that's in relation to us - we would essentially be contacting Twitter and other

international companies to request information around the account holders, which would be the natural means of identifying who the users of those accounts were. To be able to do that, we would have had to meet a certain serious crime threshold to be able to justify those checks, because obviously they are by their nature quite intrusive.
Q. Yes.
A. And yes, my view, our view, was that the case, because we didn't believe that there was a substantive criminal offence made out on the material available, we were unable to do that. So, you used the example of a murderer. Clearly, that would reach that threshold.
Q. That higher threshold?
A. Yes.
Q. But where there is no crime, you are not going to look into someone who has committed no crime on the face of the proof?
A. Yes.
MR WALKER: Thank you very much, officer.

Re-examined by Ms EVANS
Q. I just have one question. Could you take up your witness statement, which is in bundle one, the one you have open, I think, and it is at tab 33, page 612.
A. Yes.
Q. Do you have that?
A. Yes.
Q. In paragraph 11 you describe the conversation that you had with Mr Turner by phone on 10 October.
A. Yes.
Q. Do you remember that? And you split into (a) and (b) your observations or recollections.
A. Yes.
Q. I want to ask you about (b).
A. Yes.
Q. You say there that it was clear to you that Mr Turner was genuinely concerned about the dcxtv tweets and other posts by that account.
A. Yes.
Q. And the safety threat posed by Mr Miller.
A. Yes.

Q. "Given what ... [he] was telling me, I could (and did) understand and sympathise with his concerns."
A. Yes.
Q. Could I just ask you if you can recall how you found Mr Turner's demeanour during that conversation and generally when you were interacting with him at that period?
A. Obviously, it's five years ago so it is hard to be specific but I believed his account to be genuine and him to be saying, what he - how he perceived things to be genuine. He gave me no reason in conversation with him to think that he was being anything other than genuine in the report that he had made to us.
Q. And did he seem to you affected by the events that he was describing to you?
A. Yes.
Q. Could you describe - you may not remember now. If you do not remember then say so, but can you describe how he was affected to your mind?
A. He made it clear, I do recall in conversation with him that he was concerned and he did emphasise that point repeatedly

and although I can't remember the specifics, I do remember coming away from that conversation genuinely believing that he felt concerned about the material that he was receiving and the online sort of campaign as he described it, against him.
Q. Yes, thank you.
MS EVANS: My Lady, do you have any questions?
MRS JUSTICE COLLINS RICE: A couple of very small points of clarification, if I may, back in the CRIS report.
A. Yes.
MRS JUSTICE COLLINS RICE: So, if you look at page 767 -
A. Yes, my Lady.
MRS JUSTICE COLLINS RICE: You will see towards the lower half of the page, "Category of hate crime".
A. Yes.
MRS JUSTICE COLLINS RICE: And you have put - I assume it was you or perhaps one of your colleagues - has ticked "yes" under "Faith/religion/belief" and noted "Jewish".

A. Yes.
MRS JUSTICE COLLINS RICE: What is the consequence for the handling of the case of your having done that?
A. So this is - this would have been done by, I believe, PC Kardashi when he has generated the crime report.
MRS JUSTICE COLLINS RICE: I understand.
A. And he - well, he's flagged it as a hate crime so there is options when generating the crime report to sort of categorise what kind of offence it is and whether it meets certain criteria, for example, hate crime, domestic abuse, as some examples. So, by him flagging it as a hate crime, it would mean that it would come to the department that I was in at that time to conduct the investigation.
MRS JUSTICE COLLINS RICE: I see, and why would it come to you as a hate crime - sorry, as a potential hate crime?
A. Of course not. So, our department at the time - it's a slightly combination of remits but we dealt with domestic abuse and hate

crime, essentially within our unit, the community safety unit, it was called, so that was why it would come to us.
MRS JUSTICE COLLINS RICE: Understood. And then the second question, on page 795, you will see in the last paragraph there you say, "There are potentially malicious communications offences present here although it is unclear whether these offences have been committed within the jurisdiction" and you have explained the second part of that.
A. Yes.
MRS JUSTICE COLLINS RICE: Is there anything else you can say about the first half, so, "potentially malicious communications offences". What would have been going through your mind in making that reference?
A. So, I believe at this stage I had only read - I had read the crime report and possibly the statement but I don't believe I had seen the full quantity of the material, so as I've kind of said there, I believed at the time there are potentially offences under the Malicious Communications Act, so for example sort of

sending one of these parties online sending a malicious communication to Mr Turner and whether legally they would be malicious communications or whether they would be - sort of fall into that grey area of sort of unpleasant material but not necessarily criminal. And so I think I am just documenting that thought process around there. Just from what I have read here, there may be criminal offences, but I needed to see the full package of material, if that makes sense.
MRS JUSTICE COLLINS RICE: And what would you have been looking for, for it to cross the threshold into making you take seriously the possibility of malicious communications offences?
A. I think a threat, a specific threat, and potentially material more directly - directly directed at Mr Turner, if that makes sense, as opposed to generally posted online to the wider Twitter space.
MRS JUSTICE COLLINS RICE: I understand, thank you. Anything arising from any of that? No? I am most grateful to

you, officer. Thank you very much indeed.
A. Thank you, my Lady.
MRS JUSTICE COLLINS RICE: Your session has finished.
A. Thank you.
(The witness withdrew)
MS EVANS: We just have Mr Turner senior at two o'clock.
MRS JUSTICE COLLINS RICE: Yes.
MS EVANS: There is going to need to be some adaptation because he is not very well.
MRS JUSTICE COLLINS RICE: Of course.
MS EVANS: And I think just so - I am not sure if this has been discussed with you through your clerk but the plan is, and I do not think there is going to be any objection, he will sit in the witness-box but one of my team will sit with the files below so that she can pass the files to him and find the relevant page for him and so forth. I have not asked my friend yet whether there is any problem with that, but I am sure there is not.
MR WALKER: Absolutely not. Mr Turner is going to be detained for minutes, I think.
MS EVANS: Yes. He also, of course, is

hard of hearing so we will all have to keep our voices up.
MRS JUSTICE COLLINS RICE: Of course. Well, I did say that I hoped that we would be able to provide any reasonable adjustments in order to ensure that Mr Turner can give his best evidence and if that is the solution with which he is most comfortable, then I certainly am.
MS EVANS: I am grateful.
MRS JUSTICE COLLINS RICE: Five past two, thank you.
(13.05)
(The short adjournment)
(14.06)
MS EVANS: My Lady, we have reached the final witness. Mr Turner had his hearing aid set up and it is currently with (inaudible) is working okay. So, I think we hope it carries on like that.
MRS JUSTICE COLLINS RICE: Well, Mr Turner, please do say if you encounter any difficulty or if there is anything we can do to help you give your evidence.
THE WITNESS: That is very kind of you,

my Lady.
JACK EDDIE TURNER, affirmed
Examination-in-chief by MS EVANS
Q. Mr Turner, you are going to have a bundle passed to you, which has your witness statement in it. That is bundle one.
A. Ms Evans, I could ask you to speak a little louder for me -
Q. I will try to.
A. Otherwise I am going to get feedback.
Q. So, bundle 1, tab 32. Is that your witness statement you can see there?
A. Yes, it is.
Q. If you just turn to the back of it, which is page 609, is that your signature?
A. Yes, it is.
Q. And that is your witness statement with your true evidence in, is it?
A. (no reply)
Q. That witness statement contains your true evidence, does it?
A. Yes, it does.
Q. If you wait there, there will be some questions. Thank you.
Cross-examination by MR WALKER

Q. Mr Turner, can you hear me okay?
A. Just about yes, thank you.
Q. Marvellous. I will keep my voice up.
A. Well, kind of pointing to the microphone helps.
Q. I will do my best to project over to you.
A. Okay, thank you.
Q. If there is a problem, please say.
A. No, I am hearing you now.
Q. Marvellous. It goes without saying you love your son.
A. Could you repeat the question?
Q. You love your son.
A. I do, indeed.
Q. And you would do anything to support him?
A. I might even love him more after this week.
Q. And you have had a close relationship all of his life. Is that correct?
A. As I have with his two sisters.
Q. And you have spoken to Luke about the unpleasantness that he began to receive in 2017.
A. Yes, I have.

Q. And that affected the unpleasantness - I am not seeking to trivialise it but the unpleasantness, you were aware that it was affecting your son?
A. Yes, I was. I mean, I'm uncomfortable with the word "unpleasantness" but I understand it is possibly a technical, legal word. To me, it was terrifying and upsetting.
Q. And you as a consequence were concerned for him?
A. Yes, I was.
Q. Did you ever suggest to Luke that perhaps he should spend less time on his computer?
A. No, absolutely not. I'd never known anybody use a computer to better results than my son and I would not in any way add to the delight that my son has brought me, and much of it through the computer.
Q. You mention in your statement, it is correct, that the unpleasantness, as I characterise it, had meant that your son was unable to take - it affected both his work with your company and his ability to produce art. Is that correct?

A. Well, I certainly think since proceedings started against him he has spent a huge amount of time to make sure that his case is heard and he gets justice, and everything my son does he does with hard work, diligence, perfection and he would not miss anything. He is not obsessive. He is thorough. Whether he is designing a logo for the company or the website for the company or playing Bach partitions on his violin, he has delighted me.
Q. Mr Turner, at paragraph 9 of your statement you say that - paragraph 9 of your statement, Mr Turner. Do you have it?
A. I do.
Q. "He has been much less involved in the business since 2017" and we know that at 2017 he was on the receiving end of some of the unpleasantness. So, that was a factor in his ability to work for the company, was it?
A. Well, I think if I've got the dates right, I think that that coincided with the "He Will Not Divide US", or "He Will Not Divide Us", then he was busy and had a much more - I think he thought it would finish a little bit

quicker but the far-right didn't. That happened, and so he was tied up in that, but like in all employees of the company, we do make allowances for people that have outside issues and the quality of Luke's work is such that even though he spends less time, it is extremely high quality, so he has contributed throughout but it was a difficult period and I don't want to - I don't think the company is relevant to the case, but I think it was a time in my life with succession where I was looking upon him to do more. I am 79 now and it's important I find a future for the company and he is key to that, as are his two sisters, and I just think I needed the fullness of his mind and I haven't had that.
Q. And that was - you said that it was tied up in the aftermath of "He Will Not Divide Us" in 2017?
A. Yes, at the tail end of that he was quite busy and then he had the murder plot in Finland and all that, which I am pleased he didn't tell me at the time. He waited three weeks. Terrifying. Terrifying to hear the details of the gun that they found dropped in

the snow, at the back of the snowmobile that was chasing them, where they had to stop the vehicle and change the signs on them so that these nazis would not track him down to the cabin they were in. So, I'm amazed that he was able to do anything for the company, and what he has done for the company has been of high quality throughout and he has been paid, looking back on it, quite a low salary from what he has done, which he recounted to the court, but Luke has never been a materialistic person, otherwise he would not have followed an artistic career. At the age of 17 after he took the world by storm by winning a major award in New York for website design and being in numerous books, he got offered major jobs at the age of 18 and who knows what he could have done, but he wanted to follow an artistic career.

Q. And so it follows, Mr Turner, his value more is derived from his artistic pursuits and status? Do I understand your evidence correctly?

A. Could you repeat the question, please?

Q. His value, rather than as a director of

Turner Bianca is to be derived more from his artistic status and productivity than as someone who works in textiles. Is that correct?

A. No, I don't agree with that. I don't think Turner Bianca gains a great deal from Luke's artistic achievements. I do personally but the company doesn't but it doesn't detract from the wonderful contribution he made. He surprised me all his life because he is so talented in so many areas and so no, I don't agree with that. I think when he's dealing with Turner Bianca, he's dealing with Turner Bianca.

MR WALKER: Thank you, Mr Turner.

Re-examination by MS EVANS

Q. Can you hear me?

A. Not very well, Ms Evans. If you could speak up to the mike - I know it is difficult.

Q. I will speak up. I just want to ask you one thing.

A. Yes.

Q. You have written in your witness statement and you have just described now a little bit about the effect on Luke of the

harassment that he has experienced. Now, you were mostly being asked just now about it in 2017. Your evidence is largely about 2018 and 2019 and these claimants and what they have done. You have been here all week watching the trial in the action brought against Luke and you have seen him give evidence for a day and a half. Are you able to help the court with your impression of what impact it is going to have on Luke of having to deal with this case and give evidence in this trial?

A. Of the evidence it's had on Luke?

Q. The impact it has had on Luke, your impression of that.

A. On Luke or -

Q. The impact on Luke -

A. On me?

Q. And you, if you would like to say as well, but I am asking -

A. No, I don't want to say about me. On Luke?

Q. Yes, the impact on Luke.

A. I am amazed that he has withstood it. It has been extremely painful for me. I've seen

Luke's strength this week, his composure. It's made me immensely proud, immensely, but I've seen Luke and I have supported Luke and seen the side of Luke you haven't seen and the effect that this has had on him. It's been terrifying and everything would have died down from America so early, the "He Will Not Divide Us". Those alt-right, neo-Nazis, whatever expression we're going to use. They're going to, mostly, these young men on computers, unlike Luke on computers, I have to say, to game - they wanted to flag - they wanted to track it down and get the flag down, they wanted that trophy, and Shia LaBeouf was a big figure, and he was a big American figure and that would have - that motivated them. But had the claimants not taken up this campaign - this harassment campaign - against Luke, that would all, died down. I believe that that trio, of LaBeouf, Rönkkö and Turner, would have split, like many artistic groups split, in its natural way. Not through the case, not through that, maybe through Mr LaBeouf's actions, and I would have waited then for the

next delight that Luke would have given me. And I've missed that. I've missed five years of Luke's creativeness, his playfulness. His family have missed him. He's the only uncle of four, also incredible, granddaughters, and they've missed him, and you can't replace that five years. I don't know whether that has answered the questions, but it's - it's - it's been a blight on Luke's life. It - and it's deeply upset me.
MS EVANS: I'm very grateful to you for coming and giving evidence. Those are my questions. I don't know if my learned has any questions.
End of re-examination of JACK TURNER
BY MS EVANS
MRS JUSTICE COLLINS RICE: Thank you, I have no questions, from me. But, thank you very much indeed for the trouble you have gone to to give your evidence in this case. I am most grateful
JACK TURNER: Thank - thank you, my - my Lady. I would thank you for the way the court has accommodated me - the trouble it's gone to.

MRS JUSTICE COLLINS RICE: That is no issue. Thank you, you may go now.
MS EVANS: Well, my Lady that is the evidence for the defendant and [?] the counter-claimant claimant. So that is the end of the evidence.
MRS JUSTICE COLLINS RICE: Yes.
MS EVANS: We - we tried to have a chat, just now, about deadlines for putting clo-- written closing submissions in, but I think there is not actually direction to that effect, yet.
MRS JUSTICE COLLINS RICE: There is not.
MS EVANS: But we did not have time to resolve the conversation, so I do not know what your Ladyship had in mind.
MRS JUSTICE COLLINS RICE: Well, do you want me to rise for a little bit, to allow you to finish that conversation?
MS EVANS: Well shall I just say what I would prefer? Yes. I mean - you have obviously got tomorrow set aside to write.
MRS JUSTICE COLLINS RICE: Yes.
MS EVANS: We are content with filing, and

simultaneous exchange, at say 4.30 tomorrow, so that your Ladyship has time to see the production overnight. I do not know if that is agreed or not, though, and I do not know how that fits with your preference.
MRS JUSTICE COLLINS RICE: Well, let me put it this way. The earlier I have the material, the more attention I can give it.
MS EVANS: Yes, I understand.
MRS JUSTICE COLLINS RICE: Particularly - I do not know how much you propose to give me, so it is a bit difficult for me to say - but if it were possible, slash convenient, for me to have it any sooner than that, that would probably help use Wednesday as efficiently as possible.
MS EVANS: Yes, well may I just turn my back, I mean --
MRS JUSTICE COLLINS RICE: Yes.
MS EVANS: -- we are - we are producing something that is quite long, as you might expect, I am sure --
MRS JUSTICE COLLINS RICE: Well --
MS EVANS: I mean, it has got annexes, so it is not - it is tables, as well, so it is --

MRS JUSTICE COLLINS RICE: Well, it is --
MS EVANS: -- I understand why you say that.
MRS JUSTICE COLLINS RICE: Yes. There is - there is a great deal of potential context, which has been touched on by both - all three parties. I am looking for as much assistance as possible, in understanding how much of this context - how widely I need to look at it. And so, the next step back from that is, I am looking for assistance in identifying what exactly, each party says, are the facts that I am being invited to find. So, as well as assisting with the application of the law --
MS EVANS: Yes.
MRS JUSTICE COLLINS RICE: -- of course. Having as rigorous schema, of what are said to be the most relevant facts - and indeed the most relevant context to those facts - is going to be extremely helpful.
MS EVANS: I will just - I will just enquire about... We would - we would be able to get you something at - I do not know -

maybe 2.30, or something like that.
MRS JUSTICE COLLINS RICE: Now that would be ideal.
MR WALKER: 2.30.
MRS JUSTICE COLLINS RICE: 2.30, it is a deal. I am most grateful, I look forward to - to receiving whatever you are able to let me have by then, and that will help me formulate any further questions I have got --
MS EVANS: Yes, of course.
MRS JUSTICE COLLINS RICE: -- in plenty of time, so that we can deal with them on Wednesday. Well, I am most grateful to you both, and please do pass my heartfelt thanks to all of the witnesses, for the assistance they have given me. I - I am under no illusions, about how difficult it is to be a witness, particularly, as all of our witnesses are, when they are responding to claims, rather than bringing them. It - it is a - it is a very stressful experience, but I have been immensely assisted by all of the witnesses in this case. Thank you very much. Two - 10.30 on Wednesday.
MS EVANS: Thank you.

(14.27)

(The hearing adjourned until 10.30 a.m. on Wednesday, 11 October 2023)

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